

17238. Adulteration of tomato juice. U. S. v. 24 Cases * * *. (F. D. C. No. 29975. Sample No. 48851-K.)

LIBEL FILED: November 1, 1950, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 21, 1950, by Perfection Canning Co., Inc., from Newark, N. Y.

PRODUCT: 24 cases, each containing 12 1-quart, 14-ounce cans, of tomato juice at Scranton, Pa.

LABEL, IN PART: "Perfection * * * Tomato Juice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material, and of a filthy substance by reason of the presence of fly eggs and maggots.

DISPOSITION: March 8, 1951. Default decree of condemnation and destruction.

NUTS

17239. Adulteration of pecans. U. S. v. Aaronson-Funk Co., a partnership, and Isadore Aaronson and Charles E. Funk. Pleas of guilty. Isadore Aaronson and Charles E. Funk each fined \$200. Partnership fined \$200; fine suspended. (F. D. C. No. 29653. Sample Nos. 43715-K, 72036-K.)

INFORMATION FILED: February 19, 1951, Southern District of Ohio, against the Aaronson-Funk Co., a partnership, Cincinnati, Ohio, and Isadore Aaronson and Charles E. Funk, partners.

ALLEGED VIOLATION: On or about December 10, 1949, the defendants received in interstate commerce, at Cincinnati, Ohio, a number of bags of pecans which were adulterated; and on or about December 22 and 23, 1949, the defendants delivered for pay, quantities of the adulterated pecans to consignees in Cincinnati and Columbus, Ohio.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a decomposed substance by reason of the presence of decomposed nuts, and it was otherwise unfit for food by reason of the presence of empty shells and shriveled nuts.

DISPOSITION: April 18, 1951. Pleas of guilty having been entered, the court imposed a fine of \$200 against each individual defendant and suspended a \$200 fine against the partnership.

17240. Adulteration of pecan halves. U. S. v. 25 Cases * * *. (F. D. C. No. 30367. Sample No. 80594-K.)

LIBEL FILED: December 29, 1950, District of Massachusetts.

ALLEGED SHIPMENT: On or about December 5, 1950, by the Gold Kist Pecan Growers, from Waycross, Ga.

PRODUCT: 25 30-pound cases of pecan halves at Boston, Mass.

LABEL, IN PART: (Case) "Amber Halves Gold Kist Pecan Growers."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of the presence of rancid nuts.

DISPOSITION: January 19, 1951. The Gold Kist Pecan Growers, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reconditioning, under the supervision of the Food and Drug Administration. Salvage operations were unsuccessful, and the product was converted into animal feed.

17241. Adulteration of brazil nuts. U. S. v. 75 Bags * * *. (F. D. C. No. 30133. Sample No. 43725-K.)

LIBEL FILED: November 14, 1950, Southern District of Ohio.

ALLEGED SHIPMENT: On or about October 11, 1950, by Wm. A. Higgins Co., Inc., from New York, N. Y.

PRODUCT: 75 bags of brazil nuts at Cincinnati, Ohio.

LABEL, IN PART: "Holly Brazil Nuts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy and decomposed nuts, and it was otherwise unfit for food by reason of the presence of rancid and shriveled nuts and empty shells.

DISPOSITION: December 6, 1950. Wm. A. Higgins Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation of the fit from the unfit portion, under the supervision of the Food and Drug Administration. Salvaging operations resulted in the release of 6,700 pounds of brazil nuts and the destruction of 417 pounds which were unfit.

17242. Adulteration of brazil nuts. U. S. v. 128 Cartons * * *. (F. D. C. No. 30242. Sample Nos. 73043-K, 73044-K.)

LIBEL FILED: November 9, 1950, District of New Jersey.

ALLEGED SHIPMENT: On or about October 13 and 31, 1950, by Baker & Williams, Inc., from New York, N. Y.

PRODUCT: 128 cartons, each containing 24 1-pound bags, of brazil nuts at Jersey City, N. J.

LABEL, IN PART: (Bag) "Cliff House Selected Hand Picked Brazil Nuts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy nuts, and it was otherwise unfit for food by reason of the presence of rancid nuts.

DISPOSITION: December 12, 1950. The Biddle Purchasing Co., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that the nuts be cracked and that the unfit be segregated and destroyed, under the supervision of the Food and Drug Administration. Of the total amount seized, 3,072 pounds, 715 pounds were found to be good and were released.

17243. Adulteration of unshelled almonds. U. S. v. 5 Bags * * *. (F. D. C. No. 30266. Sample No. 93109-K.)

LIBEL FILED: On or about November 27, 1950, Northern District of Georgia.

ALLEGED SHIPMENT: On or about October 19, 1949, from Sacramento, Calif.

PRODUCT: 5 25-pound bags of unshelled almonds at Atlanta, Ga.